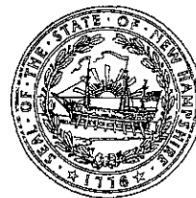




The State of New Hampshire
Department of Environmental Services
Water Council



PO Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Appeals Clerk Telephone (603) 271-6072 - TDD Access: Relay NH 1-800-735-2964
DES Website: www.des.nh.gov - Council Website: www.des.state.nh.us/councils/

August 25, 2004

Mr. Bill McCann
Save Our Groundwater
PO Box 182
Barrington, NH 03825

Re: Docket No. 04-17 WC – Save Our Groundwater Appeal

Dear Mr. McCann:

The notice of appeal of the Department of Environmental Services' ("DES") July 1, 2004 approval of a Large Groundwater Permit (No. LGWP 2004-0003) to USA Springs, and the DES August 9, 2004 denial of the Save Our Groundwater ("SOG") Motion for Adjudicative Hearing, which you filed on behalf of SOG, was received in my office on August 24, 2004. The notice of appeal has been assigned Docket No. 04-17 WC. Please refer to this docket number in all future correspondences relative to this appeal. I have forwarded the notice of appeal NH Water Council ("the Council"), which I expect will decide to accept or dismiss the appeal at its next regular meeting, currently scheduled for September 8, 2004 at 9:00am in Rooms 112-114 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH.

Please note that any document filed in conjunction with this appeal shall be filed by mailing or delivering the **original and 20 copies** of the document to the Council Appeals Clerk. Additionally, a copy of the document must be sent to all parties to the appeal and to any person who has a motion to intervene pending before the Council. Every document filed with the Council, and required to be served upon the parties to the appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at msclafani@des.state.nh.us.

Sincerely,

Michael Scialfani, Appeals Clerk
NH Water Council

cc: NH Water Council
Michael P. Nolin, Commissioner, DES
Harry T. Stewart, P.E., Director, DES Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Richard W. Head, NH DOJ
Armand M. Hayatt, Applicant